

**DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Method and System for Packet-Based Tandem Free Operation

the specification of which

☐ is attached hereto

☐ was filed on _____, as Application Serial No. _____ and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof of more than one year prior to this application, and said invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 (a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Claimed
<u>PCT/US2004/041218</u> <small>(number)</small>	<u>PCT</u> <small>(country)</small>	<u>December 9, 2004</u> <small>(date filed)</small>	<input type="checkbox"/> yes <input type="checkbox"/> no
<u> </u> <small>(number)</small>	<u> </u> <small>(country)</small>	<u> </u> <small>(date filed)</small>	<input type="checkbox"/> yes <input type="checkbox"/> no

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

<u>60/528,246</u>	<u>December 9, 2003</u>	<u>Interworking Packet-Based Tandem Free Operation (TFO) with non-TFO Capable Networks</u>
<small>(Application Number)</small>	<small>(Filing Date)</small>	<small>(Title of Provisional Application)</small>

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or §365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)	(Filing date)	(Status)
--------------------------	---------------	----------

I hereby appoint Craig A. Hoersten, Reg. No. 38,917, V. Lawrence Sewell, Reg. No. 22,753, Bobby D. Slaton, Reg. No. 43,130, Jessica W. Smith, Reg. No. 39,884, and all attorneys associated with Customer Number 024587, as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Send correspondence to:

Customer No. 024587

Alcatel USA

Intellectual Property Department

3400 W. Plano Parkway, M/S LEGL2

Plano, TX 75075

Direct Telephone Calls To:

Craig A. Hoersten

(972) 519-3735

I hereby declare that all statements made herein of my knowledge are true and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First Inventor : Brian Henry Foskett

11 Athol Gardens

Whitley Bay

P.O./Residence Address: Tyne and Wear

NE25 9DN

UK

Citizenship: UK

Signature: _____ Date: _____

Full Name of Second Inventor: Charles Marvin Berteau

8328 Barber Oak Drive

P.O./Residence Address: Plano, Texas 75025

US

Citizenship: US

Signature: _____ Date: _____